IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.5404 OF 2005

G.B.Nayyar .. Applicant.
Vs.
Mukesh Natwarlal Thakkar & Anr. .. Respondents.

Mr.Niranjan Mundargi for the applicant.
Mrs.M.H.Mhatre A.P.P. for the State.

CORAM : D.B.BHOSALE, J.

DATED : 15TH JUNE, 2006

P.C.:

. Heard learned counsel for the parties.

2. The applicant has challenged the judgment and order dated 16.10.2004 passed by the Additional Sessions Judge, Sessions Court, Greater Bombay dismissing the revision filed by the applicant challenging the order of issue of process. The application suffers from laches and gross delay. No justifiable ground is made out to entertain this application on merits after more than one and half year of the impugned order in the application. The application is dismissed. At this stage Mr.Mundargi, learned counsel for the applicant prays for exemption to the applicant during trial. The exemption need not be granted in the instant application. It is open for the applicant to apply for exemption before the

concerned Magistrate and if such application is filed the same may be considered in the light of judgment of this Court in **Bhaskar Sen Vs. State of Maharashtra and Others 2005 All Maharashtra Law Reporter (Criminal) 634**. The application is disposed of.

(D.B.Bhosale, J.)